

U.S. Department of Justice  
United States Marshals Service

## PROCESS RECEIPT AND RETURN

See Instructions for "Service of Process by the U.S. Marshal"  
on the reverse of this form.

|   |   |
|---|---|
| PLAINTIFF <u>Shelter Island Yachtways, a California Limited Partnership dba Shelter Island Boatyard</u>   | COURT CASE NUMBER <u>07 CV 2015 DMS WMC</u> |
| DEFENDANT <u>MY SUNDANCE, Official No. 521498, a Hatteras motor yacht of approx. 33 feet in length and 12 feet in beam and all her engines, tackle, accessories, etc., in rem</u>   | TYPE OF PROCESS <u>RETURN OF BOAT</u>       |
| SERVE  NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN <u>MY SUNDANCE, Official No. 521498, a Hatteras motor yacht of approx. 33 feet in length and 12 feet in beam and all her engines, tackle, accessories, etc., in rem</u> |   |
| ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code) <u>Shelter Island Boatyard, 2330 Shelter Island Dr., San Diego, CA 92106</u>   |   |
| SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW:   |   |

Weiss & Jones  
Attn: Philip Weiss, Esq.  
1551 Shelter Island Drive  
San Diego, CA 92106

Number of process to be served with this Form 285

Number of parties to be served in this case 1

Check for service on U.S.A. ☐

2007 OCT 29 A

RECEIVED

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available For Service):

After seizing and taking the defendant vessel into custody, and posting her with the Complaint/Arrest Documents, please turn over custody and control to Shelter Island Boatyard, the court appointed substitute custodian. Thank you.

Signature of Attorney or other Originator requesting service on behalf of:

☒ PLAINTIFF  
☐ DEFENDANT

TELEPHONE NUMBER

619-225-8884

DATE

10/16/07

SPACE BELOW FOR USE OF U.S. MARSHAL ONLY — DO NOT WRITE BELOW THIS LINE

|  |                        |   |  |   |                      |
|--|------------------------|---|--|---|----------------------|
| I acknowledge receipt for the total number of process indicated. (Sign only first USM 285 if more than one USM 285 is submitted) | Total Process <u>1</u> | District of Origin <u>98</u><br>No. <u>98</u> | District to Serve <u>98</u><br>No. <u>98</u> | Signature of Authorized USMS Deputy or Clerk <u>A. Roth</u> | Date <u>10/29/07</u> |
|--|------------------------|---|--|---|----------------------|

I hereby certify and return that I ☐ have personally served, ☐ have legal evidence of service, ☐ have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below.

☐ I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above (See remarks below)

Name and title of individual served (if not shown above)

☐ A person of suitable age and discretion then residing in the defendant's usual place of abode.

Address (complete only if different than shown above)

Date of Service 11/8/07 Time 10:20 am

Signature of U.S. Marshal or Deputy [Signature]

|             |   |                |               |                  |                                |                  |
|-------------|---|----------------|---------------|------------------|--------------------------------|------------------|
| Service Fee | Total Mileage Charges (including endeavors) | Forwarding Fee | Total Charges | Advance Deposits | Amount owed to U.S. Marshal or | Amount of Refund |
|-------------|---|----------------|---------------|------------------|--------------------------------|------------------|

REMARKS:

U.S. Department of Justice  
United States Marshals Service



UNITED STATES MARSHALS SERVICE  
SOUTHERN DISTRICT OF CALIFORNIA

**SEIZED PROPERTY AND EVIDENCE CONTROL**

RECEIVED FROM (Name and address)

|                               |  |
|-------------------------------|--|
| CASE NO.<br>07CV2015-DMS(WMC) | CASE TITLE<br>Shelter Island Yachtways, LTD. v. M/Y SUNDANCE |
|-------------------------------|--|

SUBJECT (Name, address)

M/Y SUNDANCE, 2330 Shelter Island Drive, San Diego, CA 92106

| ITEM NO. | QTY. | DESCRIPTION OF ARTICLES (Include model, serial no., identifying marks, condition, value, etc.) | STORAGE LOCATION          |
|----------|------|--|---------------------------|
| 1        | 1    | M/Y SUNDANCE, Official No. 521498, A   | 2330 Shelter Island Drive |
|          |      | Hattaras Motoryacht of approximately 33 Feet in  | San Diego, CA 92106       |
|          |      | length and 12 feet in Beam, and all of her   |                           |
|          |      | engines, tackle, furnishings, accessories,   |                           |
|          |      | equipment and appurtenances, In Rem  |                           |
|          |      |  |                           |
|          |      |  |                           |
|          |      |  |                           |

I certify that I have received and hold myself accountable for the articles listed above:

| NAME & TITLE (Typed or printed) | AGENCY | DATE     | SIGNATURE            |
|---------------------------------|--------|----------|----------------------|
| Toni Wheatley                   | USMS   | 11/08/07 | <i>Toni Wheatley</i> |

**CHAIN OF CUSTODY**

| ITEM NO. | DATE     | RELINQUISHED BY                      | RECEIVED BY                              | PURPOSE                        |
|----------|----------|--------------------------------------|--|--------------------------------|
| 1        | 11/08/07 | NAME & AGENCY<br>Toni Wheatley, DUSM | NAME & AGENCY<br>Shelter Island Boatyard | Turn over to Sub-Custodian per |
|          |          | SIGNATURE<br><i>Toni Wheatley</i>    | SIGNATURE<br><i>Ray Stob</i>             | Court Order                    |
|          |          | NAME & AGENCY                        | NAME & AGENCY                            |                                |
|          |          | SIGNATURE                            | SIGNATURE                                |                                |
|          |          | NAME & AGENCY                        | NAME & AGENCY                            |                                |
|          |          | SIGNATURE                            | SIGNATURE                                |                                |

(Over)